



PATENT  
ATTORNEY DOCKET NO.: 040894-5411-01

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
Etsuyoshi KOBORI )  
Application No.: 09/610,148 ) Group Art Unit: 2814  
Filed: July 5, 2000 ) Examiner: A. Mai  
For: METHOD OF FABRICATING )  
SEMICONDUCTOR DEVICE, AND )  
SEMICONDUCTOR DEVICE )

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TECHNOLOGY CENTER 2800

Commissioner for Patents  
Washington, D.C. 20231

Sir:

**AMENDMENT TRANSMITTAL FORM**

1. Transmitted herewith is an Amendment responding to the Office Action dated August 2, 2002.
2. Additional papers enclosed:  
☒ Version with Markings to Show Changes Made
3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

- ☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

If an additional extension of time is required, please consider this a Petition therefor.

4. Constructive Petition

- ☒ EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

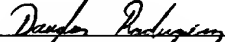
5. Fee Payment

- ☒ No fee is to be paid at this time.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

Dated: October 31, 2002

By:   
Douglas X. Rodriguez  
Reg. No. 47,269

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